



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

09/482,462

01/13/2000

Per S. Andersen

0459-0391P

7006

30593 7590 06/28/2007
HARNESSE, DICKEY & PIERCE, P.L.C.
P.O. BOX 8910
RESTON, VA 20195

EXAMINER

CHAMPAGNE, DONALD

ART UNIT

PAPER NUMBER

3622

MAIL DATE

DELIVERY MODE

06/28/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09482462	1/13/2000	ANDERSEN ET AL.	0459-0391P

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. BOX 8910
RESTON, VA 20195

EXAMINER

Donald L. Champagne

ART UNIT	PAPER
3622	20070619

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply brief filed on 4 April 2007 has NOT been considered because it is not in compliance with 37 CFR 41.41(a)(2). The reply brief contains prohibited new evidence, the "Second Declaration under 37 CFR § 1.132", dated 1 April 2007, by Mr. Thomas Brandenburg.

This Office action nullifies that mailed on 8 June 2007, in which the examiner erroneously stated that the subject reply brief had been considered.

Appellant has used all the time for reply allotted under 37 CFR 41.41(a)(1), plus a one month extension granted upon petition for cause under 37 CFR 1.136(b). However, because of Office delays of more than two years considered in the petition decision mailed on 3 November 2006, appellant is hereby granted ONE MONTH from the date of this Office action, without the payment of fees, in order to file a new reply brief.


DONALD L. CHAMPAGNE
PRIMARY EXAMINER

Donald L. Champagne
Primary Examiner
Art Unit: 3622